

Final Agenda

Louisville Metro Council

Meeting Date: 09/28/2006

Meeting Time: 6:00 PM

Address to Council: YES

Pro-Tem: Jim King (10)

Minutes: [REGULAR MEETING - SEPTEMBER 14 2006](#)

Committee Minutes: [Regular : Government Administration, Rules, Ethics & Audit September 18, 2006](#)
[Regular : Appropriations, NDFs and CIFs September 21, 2006](#)
[Regular : Public Safety September 20, 2006](#)
[Regular : Contracts/Appointments September 21, 2006](#)
[Regular : Budget September 20, 2006](#)
[Regular : Health & Human Services September 20, 2006](#)
[Regular : Planning/Zoning, Land Design & Development September 19, 2006](#)
[Regular : Committee on Committees September 26, 2006](#)

Communication from the Mayor: Yes

Suspended Rules: NONE

Guests:

Special Ordinances and Resolutions

Consent Calendar

- 1 [R-129-8-06](#) A RESOLUTION REQUESTING THE LOUISVILLE METRO PLANNING COMMISSION TO

HOLD A PUBLIC HEARING AND MAKE A RECOMMENDATION ON PROPOSED REVISIONS TO THE LAND DEVELOPMENT CODE REFLECTING NEW REQUIREMENTS IMPOSED BY THE SYSTEM DEVELOPMENT CHARGE ORDINANCE.

[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)

- 2 [R-144-9-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A FEDERAL PASS THRU STATE GRANT THROUGH THE KENTUCKY DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF APPROXIMATELY \$18,128.68 TO BE USED BY THE EMERGENCY MANAGEMENT AGENCY TO PURCHASE EQUIPMENT TO SUPPORT THE METROSAFE MOBILE COMMAND POST PROGRAM.
[Sponsor\(s\)](#) [Public Safety](#)
- 3 [O-182-9-06](#) AN ORDINANCE REPEALING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) SECTIONS 115.040 – 115.042, REGARDING “DETECTIVES.”
[Sponsor\(s\)](#) [Public Safety](#)
- 4 [R-145-9-06](#) A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF’S AMENDED 2006 BUDGET.
[Sponsor\(s\)](#) [1 Attach.](#) [Budget](#)
- 5 [O-127-7-06](#) AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND, THROUGH THE DEPARTMENT OF NEIGHBORHOODS TO PORTLAND NOW FOR PORTLAND FAMILY REUNION EXPENSES.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 6 [O-171-8-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$10,000, WITH \$5,000 EACH FROM DISTRICTS 12 AND 21 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO THE HOLY ROSARY FOUNDATION, INC., FOR EXPENSES RELATING TO THE KENTUCKY DERBY FESTIVAL RAMBLE FOR THE ROSES.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 7 [O-188-09-06](#) AN ORDINANCE APPROPRIATING \$20,000 FROM THE DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO THE UNITED CRESCENT HILL MINISTRIES, INC. FOR THE UCHM YOUTH PROGRAM.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 8 [O-185-9-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$20,000.00, WITH \$14,000.00 FROM THE DISTRICT 14 NEIGHBORHOOD DEVELOPMENT FUND (NDF); \$1,000.00 FROM THE DISTRICT 13 NDF; AND \$5,000.00 FROM THE DISTRICT 25 NDF THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. TO BE USED BY VALLEY HIGH SCHOOL FOR THE INSTALLATION OF LIGHTS ON THE BASEBALL FIELDS.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 9 [O-184-9-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$7,000.00 FROM THE DISTRICT 14 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. WITH \$4,000.00 GOING TO THE FROST MIDDLE SCHOOL TO INCREASE ATTENDANCE AND DEFRAY FIELD TRIP COSTS; AND \$3,000.00 GOING TO THE FROST COMMUNITY SCHOOL FOR AN AFTER SCHOOL PROGRAM FOR ADULTS AND CHILDREN.

[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)

- 10 [R-140-9-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND TO PERFORM ALL OTHER TASKS NECESSARY TO OBTAIN COMMUNITY DEVELOPMENT BLOCK GRANTS, HOME INVESTMENT PARTNERSHIP PROGRAM INCLUDING THE AMERICAN DREAM DOWNPAYMENT INITIATIVE, EMERGENCY SHELTER GRANT, AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS GRANT FUNDS AND TO ACCEPT THE RESULTING ENTITLEMENT GRANT.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 11 [R-138-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (SUSAN MCNEESE LYNCH D/B/A SML COMMUNICATIONS - \$24,000.00).
[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)
- 12 [R-139-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (FAMILY HEALTH CENTERS, INC. - \$20,000.00).
[Sponsor\(s\)](#) [2 Attach.](#) [Contracts/Appointments](#)
- 13 [R-141-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OBSTETRICAL AND GYNECOLOGICAL FOUNDATION, INC. - \$36,000.00).
[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)
- 14 [AP092106MA](#) APPOINTMENT OF MICHAEL ASHCRAFT TO THE WEST LOUISVILLE ECONOMIC ALLIANCE ADVISORY. TERM EXPIRES AUGUST 15, 2008.
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 15 [AP092106RP](#) APPOINTMENT OF ROBERT PATTERSON, JR. TO THE WEST LOUISVILLE ECONOMIC ALLIANCE ADVISORY. TERM EXPIRES AUGUST 15, 2008.
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 16 [AP092106LS](#) APPOINTMENT OF LEWIS SCHUCKMAN TO THE WEST LOUISVILLE ECONOMIC ALLIANCE ADVISORY. TERM EXPIRES AUGUST 15, 2008.
[Sponsor\(s\)](#) [Contracts/Appointments](#)

Old Business

- 17 [O-186-09-06](#) AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AUTHORIZING AND RATIFYING ACTIONS IN THE STRUCTURING, STAFFING, PLANNING AND PREPARATION OF ALL DOCUMENTATION FOR THE ISSUANCE OF CERTAIN GENERAL OBLIGATION BONDS OF THE METRO GOVERNMENT IN ONE OR MORE SERIES; AUTHORIZING THE ISSUANCE OF SUCH BONDS TO FINANCE THE COSTS OF THE PUBLIC PROJECTS DESCRIBED THEREIN; SETTING FORTH THE TERMS AND CONDITIONS ON WHICH THE BONDS ARE TO BE ISSUED AND PROVIDING FOR A COMPETITIVE, ADVERTISED SALE THEREOF; AUTHORIZING AND RATIFYING THE PREPARATION AND DISTRIBUTION OF A NOTICE OF BOND SALE AND A PRELIMINARY OFFICIAL STATEMENT

FOR THE BONDS; DEFINING AND PROVIDING FOR THE RIGHTS OF THE HOLDERS OF THE BONDS AND PROVIDING FOR THE APPLICATION OF THE PROCEEDS THEREOF; AND TAKING OTHER RELATED ACTION. (AS AMENDED)

[Sponsor\(s\)](#) [1 Attach.](#) [Budget](#)

- 18 [R-137-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE, SCHOOL OF NURSING - \$279,651.00).
[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)
- 19 [R-142-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 98 AND 99, SERIES 2005, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. - \$42,150.00).
[Sponsor\(s\)](#) [2 Attach.](#) [Contracts/Appointments](#)
- 20 [O-173-8-06](#) AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO M-2 INDUSTRIAL ON PROPERTY LOCATED AT 8300 AND 8310 NASH ROAD AND 748 AND 798 MOUSER ROAD, CONTAINING 0.83 ACRE AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-105-02). (AS AMENDED)
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 21 [O-180-9-06](#) AN ORDINANCE CHANGING THE ZONING FROM M-3 INDUSTRIAL TO C-M COMMERCIAL MANUFACTURING ON PROPERTY LOCATED AT 900 EAST MAIN STREET, CONTAINING 0.61 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-23-06PW).
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 22 [O-181-9-06](#) AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 9870 VON ALLMEN COURT, CONTAINING 1.905 ACRES TOTAL (AREA TO BE REZONED: 1,800 SQUARE FEET) AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-26-06).
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 23 [O-183-9-06](#) AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL AND C-2 COMMERCIAL TO M-1 INDUSTRIAL AND FROM NEIGHBORHOOD FORM DISTRICT TO SUBURBAN WORKPLACE FORM DISTRICT ON PROPERTY LOCATED AT 3707 NEWBURG ROAD, CONTAINING 5.9 ACRES AND BEING IN THE LOUISVILLE METRO (DOCKET NO. 9-25-06W).
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 24 [O-179-9-06](#) AN ORDINANCE CHANGING THE NAME OF THREE SECTIONS OF BRISCOE LANE, IN TWO SEPARATE LOCATIONS, FIRST, FROM THE WESTERN INTERSECTION OF BRISCOE LANE AND RELOCATED BRISCOE LANE (IN THE 5600 BLOCK OF BRISCOE LANE), SEGMENTS RUNNING NORTH AND SOUTH FROM SAID RELOCATED BRISCOE LANE TO BE CHANGED TO BRISCOE RIDGE LANE, AND SECOND, FROM THE EASTERN INTERSECTION OF BRISCOE LANE AND RELOCATED BRISCOE LANE (IN THE 6700-6900 BLOCKS OF BRISCOE LANE), THE SEGMENT RUNNING WEST THEN NORTH FROM SAID RELOCATED BRISCOE LANE, TO BE CHANGED TO OLD BRISCOE LANE, AND BEING IN LOUISVILLE METRO (DOCKET NO. 1-19-04) (AS AMENDED).
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)

New Business

- 25 [R-146-9-06](#) A RESOLUTION IN SUPPORT OF THE UNITED STATES NATIONAL HEALTH INSURANCE ACT.
[Sponsor\(s\)](#) [Health & Human Services](#)
- 26 [R-147-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING CONTRACT – PAUL BIGLEY - \$20,000.00.
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 27 [R-148-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. - \$144,900.00).
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 28 [R-149-9-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE CJ FOUNDATION FOR SIDS, IN THE AMOUNT OF APPROXIMATELY \$4,500 TO THE LOUISVILLE METRO HEALTH DEPARTMENT FOR PROVISION OF SUDDEN INFANT DEATH SYNDROME (SIDS) EDUCATION.
[Sponsor\(s\)](#) [Health & Human Services](#)
- 29 [R-150-9-06](#) A RESOLUTION APPROVING THE APPROPRIATION OF \$78,000 FOR AN AMENDMENT TO A RENEWABLE CONTRACT WITH JEFFERSON COUNTY BOARD OF EDUCATION, FOR THE SUMMER LUNCH PROGRAM.
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 30 [R-151-9-06](#) A RESOLUTION REQUESTING THE LOUISVILLE METRO PUBLIC WORKS, IN CONSULTATION WITH THE LOUISVILLE METRO COUNCIL'S TRANSPORTATION COMMITTEE, DEVELOP AND IMPLEMENT A POLICY BY MARCH 1, 2007 FOR THE INSTALLATION OF SPEED HUMPS AND OTHER TRAFFIC CALMING DEVICES ON LOUISVILLE METRO RESIDENTIAL STREETS THAT HAVE SPEED LIMITS WHICH DO NOT EXCEED 25 MILES PER HOUR.
[Sponsor\(s\)](#) [Transportation/Public Works](#)
- 31 [O-190-9-06](#) AN ORDINANCE APPROPRIATING \$7,650 FROM THE DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, TO CENTER FOR ACCESSIBLE LIVING, INC. FOR HOME ACCESS RAMPS AND HANDRAILS IN DISTRICT 3.
[Sponsor\(s\)](#) [Appropriations, NDFs and CIFs](#)
- 32 [O-191-9-06](#) AN ORDINANCE CLOSING A SECTION OF SHERMAN AVENUE, THIRTY-FOOT WIDE RIGHT OF WAY, FROM ITS SOUTHERN INTERSECTION WITH I-264 WATTERSON EXPRESSWAY, RUNNING SOUTH 265.88 FEET TO ITS SOUTHERN END AT KENTUCKY DEPARTMENT OF HIGHWAYS PROPERTY, CONTAINING 7,954 SQUARE FEET, AND BEING IN LOUISVILLE METRO (DOCKET NO. 1-18-06).
[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)
- 33 [O-192-9-06](#) AN ORDINANCE CHANGING THE ZONING FROM R-R SINGLE FAMILY RESIDENTIAL TO PLANNED RESIDENTIAL DEVELOPMENT (PRD) ON PROPERTY LOCATED AT 2500, 2510, AND 2600 SOUTH ENGLISH STATION ROAD, CONTAINING 117.1 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-19-06DRO).
[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)

- 34 [R-152-9-06](#) A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 743 S. 17TH STREET (036D-0015-0000), OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT"), SUCCESSOR TO THE CITY OF LOUISVILLE, AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 35 [R-153-9-06](#) A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 1448 DIXIE HWY (041C-0136-0000), OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT"), SUCCESSOR TO THE CITY OF LOUISVILLE, AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 36 [O-194-9-06](#) AN ORDINANCE AMENDING ORDINANCE NO. 111, SERIES 2006 AND ORDINANCE NO. 112, SERIES 2006 RELATING TO THE FISCAL YEAR 2006-07 OPERATING BUDGET AND CAPITAL BUDGET, RESPECTIVELY, FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING FUNDS FROM THE METRO COUNCIL INFRASTRUCTURE FUND (DISTRICT 12) TO THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 12).
[Sponsor\(s\)](#) [Appropriations, NDFs and CIFs](#)
- 37 [R-154-9-06](#) A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO ZIRMED, INC., [PROJECT NO. 4] FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTIONS 24 AND 26.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 38 [R-155-9-06](#) A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO FKI LOGISTEX, INC. FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTIONS 24 AND 26.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 39 [R-156-9-06](#) A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO TBMM HEALTHCARE, INC. (AKA UNITED REHAB, LLC) FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTIONS 24 AND 26.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 40 [R-158-9-06](#) A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO UNITED PARCEL SERVICE, INC. (OH) AND ITS AFFILIATES INCLUDING UNITED PARCEL SERVICE CO. AND UPS WORLDWIDE FORWARDING, INC. [PHASE TWO PROJECT] FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTIONS 24 AND 26.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 41 [R-157-9-06](#) A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO TRAVELEX CURRENCY SERVICES, INC. FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTIONS 24 AND 26.
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 42 [R-159-9-06](#) A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO FIRST RESIDENTIAL MORTGAGE NETWORK, INC., [PHASE THREE PROJECT] FOR THE PURPOSE OF

ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTIONS 24 AND 26.

[Sponsor\(s\)](#) [Jobs & Economic Development](#)

- 43 [R-160-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING NEW CONTRACT - (CAPITAL INNOVATIONS, INC. - \$30,000).
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 44 [R-161-9-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (A.T.I. ENVIRONMENTAL SERVICES, INC. - \$32,000.00).
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 45 [O-195-9-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$26,000 WITH \$6,000 FROM DISTRICT 5, \$5,000 EACH FROM DISTRICT'S 1, 3, 4 AND 6 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO PRIDE, INC. FOR EXPENSES ASSOCIATED WITH HALLOWEEN, THANKSGIVING, CHRISTMAS, MARTIN LUTHER KING, JR, AND EASTER, WHICH CONSISTS OF PARTIES/BASKETS FOR YOUTH AND SENIORS.
[Sponsor\(s\)](#) [Appropriations, NDFs and CIFs](#)

Addendum